

No. 8114-3Lab-77/21549.—In pursuance of the provisions of section 17 of the Industrial Disputes Act, 1947 (Act No. XIV of 1947) the Governor of Haryana, is pleased to publish the following award of the Presiding Officer, Labour Court, Rohtak in respect of the dispute between the workman and the management of M/s Ram Kumar Gupta & Sons (P) Ltd., Faridabad.

BEFORE SHRI MOHAN LAL JAIN, PRESIDING OFFICER, LABOUR COURT, HARYANA,
ROHTAK.

Reference No. 25 of 1977

between

SHRI RAGHUBIR SHARMA WORKMAN AND THE MANAGEMENT OF M/S. RAM KUMAR
GUPTA & SONS (P) LTD., FARIDABAD

AWARD

By order No. ID/FD/2031/A-76/21994, dated 4th June, 1977 the Governor of Haryana referred the following dispute between the management of M/s. Ram Kumar Gupta, & Sons (P) Ltd., Faridabad and its workman Shri Raghbir Sharma to this Court, for adjudication in exercise of the powers conferred by clause (c) of sub-section (1) of section 10 of the Industrial Disputes Act, 1947.

Whether the termination of services of Shri Raghbir Sharma was justified and in order ? If not, to what relief is he entitled ?

The parties put in their appearance before me on 5th July, 1977 in response to the usual notices of reference sent to them. The case was adjourned to 8th July, 1977 for filing of the claim statement of the workman concerned.

The parties submitted an application on 19th July, 1977 praying for recording a mutual amicable settlement, dated 18th July, 1977, arrived at between them and reduced into writing and duly signed by Shri Raghbir Sharma workman concerned and Shri Ravi Parkash Works Manager on behalf of the management. The statements of the parties were thus recorded on that date.

Shri Raghbir Sharma stated that he had received a sum of Rs. 3100 in cash in the Court from the management in terms of the written settlement dated 18th July, 1977 Exhibit W-1 in consideration of all his rights under the demand served on the later leading to the reference and that he shall be deemed to be retrenched for purposes of withdrawal of the Provident Fund deposited in his account with the authorities concerned. Shri Ravi Parkash accepted this statement as correct.

I, thus hold that the workman has received a sum of Rs. 3100 in full and final settlement of all his claims such as Gratuity, Ex-gratia amount, earned leave wages and one month's notice pay etc. under the demand leading to the reference from the management and that he shall be deemed to be retrenched for purposes of the withdrawal of the Provident Fund by him from the concerned quarters. I accordingly answer the reference while returning the award in these terms.

MOHAN LAL JAIN,

Presiding Officer,
Labour Court, Haryana,
Rohtak.

Dated 21st July, 1977.

No. 1540 dated 25th July, 1977

Forwarded (four copies) to the Secretary to Government, Haryana, Labour & Employment Departments Chandigarh, as required under section 15 of the Industrial Disputes Act, 1947.

MOHAN LAL JAIN,

Presiding Officer,
Labour Court, Haryana,
Rohtak

P. P. CAPRIHAN,

Financial Commissioner & Secy.